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March 1, 2023


By Electronic Case Filing

The Honorable Jennifer L. Rochon  
United States District Judge  
Thurgood Marshall  
United States Courthouse  
40 Foley Square  
New York, New York 10007

The parties' request is GRANTED. The post-discovery conference is adjourned to **May 16, 2023** at 10:00 a.m. in Courtroom 20B of the Daniel Patrick Moynihan United States Courthouse. The parties shall file pre-motion letters three weeks before that conference in accordance with the Court's revised Individual Rules, available at: <https://www.nysd.uscourts.gov/hon-jennifer-l-rochon>.

**SO ORDERED.**

Dated: March 1, 2023  
New York, New York

  
JENNIFER L. ROCHON  
United States District Judge

Re: *Local No. 171 Pension Fund v. Biehl Cleaners, Inc. et al.*  
1:22-cv-02133-JLR

Dear Judge Rochon:

We represent Plaintiff in the above referenced action.

We write, with the consent of counsel for Defendants, to respectfully request an extension of time, through April 24, 2023, to file either a pre-motion conference or pre-trial settlement conference letter pursuant to paragraphs 3(H)-(I) of Your Honor's Individual Practice Rules.

The reason for the request is that with discovery completed, Plaintiff has spent the last couple of months researching complex issues of law relating to the claims in the Complaint and defenses in the Answer. Simply put, due to its complexity (and an unexpected familial issue involving the passing of my grandmother in early February), this process took a lot longer than originally anticipated.

The bulk of the research relates to how the law applies to the complex issues of fact, revealed through document production and deposition testimony, that obviously impacts both settlement position and options to proceed if settlement cannot be reached.

Now that our firm has completed the research, we are using the next week to discuss strategy with the Plaintiff Trustee and will then open what we hope is productive dialogue with Defendants and their counsel.

As such, to hopefully avoid unnecessary use of Court time and to try and reach settlement between the parties, this request is made.



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We thank the Court for its consideration of this matter.

Respectfully Submitted,

/s/ Michael S. Adler  
Michael S Adler

cc: Edward F Sutkowski, Esq. (via ECF)  
Timothy J. Cassidy, Esq. (via ECF)